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8 UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 PABLO JESUS PONCE,

12 Plaintiff,

13 v.

14 BILL LANE, *et al.*

15 Defendants.
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Case No. 2:21-cv-00028-JDP (PC)

ORDER TO SHOW CAUSE WHY THIS
CASE SHOULD NOT BE DISMISSED FOR
FAILURE TO PROSECUTE AND FAILURE
TO COMPLY WITH COURT ORDERS

RESPONSE DUE WITHIN TWENTY-ONE
DAYS

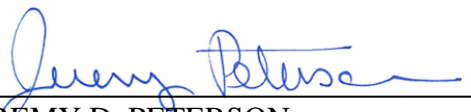
18 On April 9, 2021, plaintiff was ordered to submit, within thirty days, either (1) the \$402
19 filing fee or (2) an application for leave to proceed *in forma pauperis* accompanied by his inmate
20 trust account statement. ECF No. 8. Plaintiff has done neither.

21 To manage its docket effectively, the court imposes deadlines on litigants and requires
22 litigants to meet those deadlines. The court may dismiss a case for plaintiff's failure to prosecute
23 or failure to comply with its orders or local rules. *See* Fed. R. Civ. P. 41(b); *Hells Canyon Pres.*
24 *Council v. U.S. Forest Serv.*, 403 F.3d 683, 689 (9th Cir. 2005); *Carey v. King*, 856 F.2d 1439,
25 1440-41 (9th Cir. 1988). Involuntary dismissal is a harsh penalty, but a district court has a duty to
26 administer justice expeditiously and avoid needless burden for the parties. *See Pagtalunan v.*
27 *Galaza*, 291 F.3d 639, 642 (9th Cir. 2002); Fed. R. Civ. P. 1.
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1 Plaintiff will be given a chance to explain why the court should not dismiss the case for
2 his failure to either pay the filing fee or submit an application for leave to proceed *in forma*
3 *pauperis*. Plaintiff's failure to respond to this order will constitute another failure to comply with
4 a court order and will result in a recommendation that this action be dismissed. Accordingly,
5 plaintiff is ordered to show cause within twenty-one days why this case should not be dismissed
6 for failure to prosecute and failure to comply with court orders. Should plaintiff wish to continue
7 with this action, he shall, within twenty-one days, either pay the \$402 filing fee or submit a
8 complete application for leave to proceed *in forma pauperis*. Any application to proceed *in forma*
9 *pauperis* must be accompanied by a certified copy of plaintiff's inmate trust account statement for
10 the six-month period immediately preceding the filing of the complaint. *See* 28 U.S.C.
11 § 1915(a)(2). The Clerk of Court is directed to send to plaintiff the court's form application for
12 leave to proceed *in forma pauperis*.

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14 IT IS SO ORDERED.

15 Dated: June 28, 2021

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17 JEREMY D. PETERSON
18 UNITED STATES MAGISTRATE JUDGE
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